

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In Re: ASBESTOS PRODUCTS :  
LIABILITY LITIGATION (No. VI) : Civil Action No.: MDL 875  
:  
This Document Relates to the Cases Listed :  
on the Attached Case List :  
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**ORDER ESTABLISHING A RECORDS COLLECTION PROTOCOL**

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**AND NOW**, this the 9th day of November, 2011, after conferring with the parties as to the protocol for records collection as it relates to cases which have been placed on a scheduling order, we have determined that in furtherance of the efficiency and economy of this litigation it is in the interest of all parties to proceed with records collection as outlined on the Records Collection Protocol which is attached hereto as Exhibit A. It is hereby **ORDERED** that as to all CVLO cases which have been set on a scheduling order by Magistrate Judge David R. Strawbridge, all parties shall comply with the attached Records Collection Protocol.

BY THE COURT:

S/ David R. Strawbridge, USMJ  
DAVID R. STRAWBRIDGE  
UNITED STATES MAGISTRATE JUDGE

## APPLICABLE CASE LIST

## Top Ten Cases

Plaintiff	Civil Action No.
Anderson, Lloyd	11-CV-63482
Bushmaker, Gerald	10-CV-61116
Dillman, Cecil	08-CV-91767
Gehrt, Paul	08-CV-92066
Goeken, Marion	10-CV-68122
Kinser, Larry	08-CV-92034
Krik, Charles	11-CV-63473
Pleaugh, Joseph	11-CV-63519
Wright, Deon	11-CV-66748

## CVLO-1&amp;2 Cases

NO	LAST	FIRST	PA-ED CASE
1	ABERLE	GLENN	08-CV-91650
2	ANUSZKIEWICZ	ROMAN	08-CV-90938
3	BAULT	CHARLES	08-CV-91663
4	BEENEY	DONALD	08-CV-91728
5	BENNETT	BOB	08-CV-91585
6	BLACK	JOHN	10-CV-68110
7	BODINE	RICHARD	08-CV-92055
8	BROWNLEE	THEODORE	08-CV-91954
9	BUGG	WILLIAM	08-CV-91729
10	CENTERS	ALBERT	08-CV-90268
11	COHEN	RONALD	09-CV-64755
12	CUMMINGS	RONALD	10-CV-68902
13	DETERS	CLETUS	10-CV-64585
14	DODD	CARL	08-CV-91578
15	DOVER	JACKIE	10-CV-68127
16	DUAL	MONTE	08-CV-92314
17	FRAMPTON	KENNETH	08-CV-92160
18	GAINES	JAMES	08-CV-92305
19	GARD	ROBERT	10-CV-67613
20	GIULIANO	WILLIAM	09-CV-64609
21	GRAVES	WILLIAM	08-CV-92120
22	GRIER	JOHN	08-CV-91687

23	HARRIS	ROBERT	08-CV-91589
24	HART	ANDREW	08-CV-91674
25	HATFIELD	BOBBY	08-CV-92147
26	HENNEY	JEAN	09-CV-64629
27	HULMES	DARRELL	08-CV-92135
28	HUTCHINSON	JACK	08-CV-92157
29	IRONS	GARY	10-CV-68130
30	JOHNSON	RICHARD	08-CV-92122
31	KRUSE	PATRICK	08-CV-91867
32	LISTON	FRANK	11-CV-66749
33	MARESCA	JOSEPH	08-CV-90328
34	MARTIN	DAVID	10-CV-61109
35	MATHENEY	ROY	08-CV-91955
36	MAULDING	DUANE	08-CV-92113
37	MEISCHNER	GISELA	08-CV-92192
38	MEISCHNER	RICHARD	09-CV-60648
39	MORR	LEE	08-CV-92152
40	NALL	CLYDE	08-CV-90084
41	NELMS	KENNETH	08-CV-91666
42	NICHOLS	GERALD	10-CV-68097
43	O'KEEFE	ROBERT	08-CV-92210
44	PITTMAN	FRANK	08-CV-89441
45	PLUE	RICHARD	10-CV-68073
46	PRATHER	JAMES	08-CV-89745
47	REINOEHL	DONALD	08-CV-89460
48	RIGGS	IRVING	08-CV-91762
49	SAMS	PHILLIP	08-CV-88575
50	SCHURTZ	MICHAEL	08-CV-91742
51	SMITH	ORVILLE	10-CV-68104
52	SMITH	RONALD	08-CV-90287
53	SPANGLER	HERBERT	08-CV-91882
54	STARIHA	WILLIAM	09-CV-64725
55	TAYLOR	JAMES	08-CV-91881
56	THOMAS	GLENDDEL	08-CV-92206
57	TOVEY	ROBERT	08-CV-92133
58	UNZICKER	LEONARD	11-CV-66288
59	WALKER	CLARENCE	08-CV-92136
60	WARE	WILLIAM	08-CV-92159
61	WEBER	DANIEL	08-CV-92132
62	WIKER	PHILIP	08-CV-92207
63	WILSON	MERLE	08-CV-91879
64	WINSLOW	TERRY	08-CV-92114
65	ALLEN	GARY	10-CV-67536
66	ALMEDA	TRINI	08-CV-91698
67	ARSENEAULT	CLOVIS	10-CV-67621
68	BEY	GEORGE	08-CV-89979

69	BEYER	HAROLD	08-CV-91894
70	BRANT	HAROLD	10-CV-67723
71	BRYAN	WILLIAM	08-CV-89866
72	BUCHANAN	HOWARD	08-CV-92038
73	CARLSON	NEIL	10-CV-67533
74	CARLSON	ROBERT	08-CV-89945
75	CARMICHAEL	JAMES	10-CV-67545
76	CARNEGIE	JOHN	08-CV-89958
77	D'AMICO	CARMEN	10-CV-67534
78	DANIELS	JIMMIE	08-CV-92259
79	DE WITT	ELSIE	08-CV-90189
80	ENGELMAN	PATRICK	09-CV-60939
81	FERGUSON	JAMES	08-CV-90234
82	FERRELL	PAUL	08-CV-89885
83	FRANKENBERGER	HOWARD	09-CV-61717
84	GADDY	BOB	08-CV-90106
85	GEHRKE	DAVID	10-CV-67444
86	GRANGER	ELMER	09-CV-60953
87	HOLLINS	WILLIE	08-CV-90201
88	JACKSON	ROBERT	10-CV-67541
89	KELLEY	HOWARD	10-CV-67555
90	MALONE	CLIFFORD	10-CV-68124
91	MCCULLUM	ROOSEVELT	08-CV-89883
92	MENOZZI	EUGENE	08-CV-89865
93	MOFFETT	GEORGE	08-CV-89973
94	NORBERG	EARL	08-CV-90264
95	PRAY	FRANKIE	08-CV-91884
96	RICHARDSON	ELEANORE	10-CV-67553
97	RUESKEN	LOUIS	09-CV-61820
98	RYAN	MICHAEL	08-CV-90172
99	RYAN	MICHAEL	11-CV-66747
100	SCOTT	THOMAS	08-CV-91314
101	SHELBY	QUINCY	08-CV-90057
102	SMITH	RUSSELL	10-CV-68123
103	SWANGO	JAMES	08-CV-90101
104	WHITE	SHIRLEY	08-CV-90171
105	WILSON	IRVIN	08-CV-90339
106	WRIGHT	JOSEPH	08-CV-90161

## CVLO-3 Cases

Last Name	First Name	ED-PA Case
Ahnert	Daniel	10-CV-67443
Andris	Arthur	10-CV-67885
Arendt	Anthony	09-CV-91900
Baumann	Eugene	11-CV-63517
Bevers	David	09-CV-61321
Binder	Robert	10-CV-67817
Burkee	James	10-CV-83247
Cadotte	Joseph	10-CV-64680
Childs	Earl	08-CV-91089
Collins	Arthur	10-CV-64567
Connell	Daniel	09-CV-60552
Deis	John	08-CV-88675
Dowell	Charles	08-CV-91356
Doyle	James	08-CV-89845
Ferrara	Michael	11-CV-63906
Haffner	Robert	08-CV-89863
Hakes	Donald	10-CV-68063
Hansen	Warren	10-CV-62038
Hass	Laverne	09-CV-60267
Hass	Laverne	09-CV-60298
Hay	Robert	09-CV-64612
Held	Donald	10-CV-67814
Jakubowski	Florian	10-CV-67831
Jenkins	Harold	08-CV-92237
Joyner	Donald	09-CV-64626
Knaebe	Gustave	10-CV-67881
Larweth	Dennis	08-CV-89914
Lawson	Carl	10-CV-69031
Lorentz	Eugene	10-CV-61348
Louis	Richard	10-CV-64606
Meagher	John	09-CV-60445
Merline	John	11-CV-63485
Michels	Ronald	10-CV-62047
Miller	Homer	09-CV-61040
Montgomery	Dane	09-CV-64739
Morris	Michael	09-CV-61495
Morris	Roy	10-CV-62062
Novak	Judy	11-CV-63909
O'Mullane	Jay	08-CV-88676
Obermeier	Sylvester	09-CV-61019
Ostrand	Russell	11-CV-63493
Parsons	Harry	10-CV-64587
Passarelli	William	08-CV-90252

Percy	Warren	10-CV-68053
Pertzborn	James	10-CV-61352
Rickey	Marvin	10-CV-61345
Schindler	Edward JH	10-CV-67753
Schmoll	Cyril	09-CV-61026
Short	Robert	10-CV-67528
Stephens	John	09-CV-64733
Subert	Richard	11-CV-63484
Suoja	Oswald	09-CV-60256
Sutherlin	James	10-CV-64565
Usterbowski	Kenneth	09-CV-60266
Vander Lugt	Arthur	10-CV-67660
Vradenburg	Stanley	09-CV-62185
Waltenberg	Claude	09-CV-61499
Werner	Clement	10-CV-61908
Wilhelm	James	11-CV-63497
Willocks	Tommy	09-CV-64701
Wilson	Harold	08-CV-90732
Woods	Dale	11-CV-66277
Woods	James	09-CV-62583
Wright	Barry	08-CV-90345
Yeager	Charles	10-CV-67673
Zdency	George	08-CV-90262
Zerbel	Roger	11-CV-63506

## CVLO-4 Cases

Last Name	First Name	ED-PA Case
Ammerman	Calvin	08-CV-88417
Austin	Richard	08-CV-89340
Barker	Edward	09-CV-60285
Behr	Clifford	11-CV-64234
Bennington	Martin	10-CV-61115
Bolton	John	09-CV-60186
Bresnahan	Thomas	09-CV-60331
Burzynski	Milo	11-CV-62393
Centner	Jerome	09-CV-60395
Cook	Joseph	08-CV-89446
Crumwell	Richard	09-CV-61744
Cruse	Jack	10-CV-68962
Dittamore	William	10-CV-64583
Embly	Robert	10-CV-64584
Esser	Charles	09-CV-60287
Frost	Franklin	08-CV-91370
Gosz	Clarence	10-CV-67808
Gunn	Charles	08-CV-91371

Gunnlaugsson	Clifford	09-CV-60456
Hamilton	Roy	09-CV-61715
Harnisch	Henry	09-CV-92208
Hasenberg	Charles	09-CV-60356
Hayes	Harry	09-CV-61718
Heggie	JW	08-CV-89372
Heidersheid	George	09-CV-60536
Herr	Richard	11-CV-60064
Heyen	Glen	10-CV-68984
Hruska	Paul	09-CV-60482
Jackson	Lawrence	08-CV-90934
Jeske	Kenneth	09-CV-60547
Johnson	Harry	09-CV-61599
Johnson	James	09-CV-91456
Jones	Asa	08-CV-90132
Jones	Duane	09-CV-60440
Jones	Joe	09-CV-92262
Junk	Bonnie	09-CV-60550
Kayser	Allan	09-CV-60273
Kemper	Jack	08-CV-89498
Komorosky	Clarence	09-CV-60455
Kraus	Robert	10-CV-61338
Krause	Clayton	09-CV-60406
Llewellyn	Reggie	08-CV-91074
Lucas	TJ	10-CV-67426
Lundahl	Robert	09-CV-60444
Lundgren	Jim	09-CV-61032
Lyden	Charles	08-CV-89435
Meinecke	Robert	09-CV-60326
Miller	Melvin	08-CV-91398
Miller	Victor	09-CV-60519
Moss	Harry	11-CV-64233
Muehlberger	Max	11-CV-63518
Muraco	James	10-CV-62068
Nuutinen	Charles	09-CV-61333
Piniak	Joseph	10-CV-67636
Ploch	Daniel	09-CV-61435
Ratliff	Charles	10-CV-67135
Reed	Hugh	08-CV-88250
Richardson	Irelia	08-CV-91091
Ringo	Robert	09-CV-91454
Russell	James	09-CV-64693
Ryan	Charles	08-CV-88671
Salaz	Michael	08-CV-91329
Salger	Leonard	08-CV-89291
Schmidt	Donald	08-CV-90063

Schroeder	Cletus	09-CV-61430
Sharp	Cliff	08-CV-90465
Shotts	Edward	09-CV-67100
Sienko	Ronald	09-CV-60481
Smith	John	08-CV-88581
Sobierajski	Thomas	10-CV-68054
Takavitz	William	09-CV-60487
Toon	Lloyd	08-CV-88707
Trivett	Lewis	09-CV-90822
Van Stippen	Joseph	11-CV-63483
Walker	Robert	11-CV-67669
Weber	Ronald	08-CV-91052
Woodruff	Homer	10-CV-64679
Wright	Marion	08-CV-91433
Zellner	Clifford	11-CV-66746
Alfter	Harold	09-CV-60501
Baker	Joseph	08-CV-91189
Beckwith	Robert	08-CV-91037
Belleville	Charles	08-CV-90955
Bieganski	Ronald	09-CV-60498
Black	Robert	09-CV-64627
Blank	William	10-CV-67850
Bodak	John	10-CV-67720
Boinski	Jacob	10-CV-67877
Brazzoni	Alfred	11-CV-63501
Brix	Gerald	09-CV-65679
Bunch	Charles	09-CV-61815
Camp	Thomas	09-CV-64600
Canner	Edward	09-CV-61700
Carver	Jack	08-CV-90285
Center	Clayton	08-CV-89864
Collins	B F	08-CV-90935
Conklin	Robert	08-CV-90724
Courneya	Martin	09-CV-92434
Deneen	Joseph	09-CV-60164
Duchene	Arthur	09-CV-64587
Duffey	Paul	11-CV-63495
Dunlap	Willard	10-CV-64588
Earl	Darnell	08-CV-91055
Everard	James	09-CV-61353
Fata	Frank	08-CV-90058
Fieck	Emil	08-CV-90162
Floryance	Thomas	09-CV-61411
Frisch	Louis	09-CV-61354
Fry	George	08-CV-89448
Fulk	Ralph	09-CV-64678

Gambill	Joe	08-CV-91231
Gebhardt	George	09-CV-93716
Gilkey	Haydon	08-CV-91088
Golenia	Edward	10-CV-67721
Griep	Earl	10-CV-61900
Heinrich	John	09-CV-60513
Hernandez	Alfred	08-CV-91182
Holme	Darrell	08-CV-91090
Horwath	Clarence	08-CV-90128
Iverson	Richard	09-CV-60154
Jackson	Floyd	08-CV-90263
Jackson	William	08-CV-89333
Johnson	Francis	11-CV-66278
Jones	Fred	08-CV-89854
Keller	James	09-CV-64594
Kiefer	Ardell	09-CV-61840
King	Prince	10-CV-68890
Kinsey	Cecil	09-CV-61729
Klobucar	Edward	08-CV-90290
Laur	Joseph	11-CV-63907
Lerma	Alfonso	08-CV-91410
Love	Howard	10-CV-80835
Mann	Clyde	09-CV-61844
McFarland	Charles	08-CV-89381
McKinnie	Ned	08-CV-91008
Miller	Wallace	08-CV-89901
Morris	Richard	08-CV-88719
Mosley	John	08-CV-91178
Murphy	William	08-CV-90927
Myres	Paul	10-CV-67730
Nemeth	Paul	08-CV-90722
Parker	Marion	10-CV-64582
Parker	Stanley	08-CV-91054
Patitsas	James	08-CV-91146
Patrick	Homer	10-CV-68864
Patton	Donald	10-CV-64572
Pfleging	Robert	08-CV-89443
Phillips	John	08-CV-90122
Pietrzycki	Stanley	10-CV-61349
Pontzloff	Roy	10-CV-67882
Pozywio	Raymond	08-CV-91149
Price	Will	08-CV-89884
Pruitt	Marion	08-CV-88624
Putt	Charles	08-CV-89447
Rice	Robert	10-CV-68983
Riddle	Samuel	10-CV-68953

Riley	Herman	09-CV-64702
Riley	James	10-CV-68956
Risse	Loren	10-CV-67857
Rorer	Theodore	08-CV-91155
Saenz	Moises	08-CV-91434
Sagat	Frank	10-CV-67596
Sebree	Pietra	09-CV-60537
Sinsabaugh	Loyd	08-CV-91424
Sparks	Ralph	10-CV-68952
Strerath	William	11-CV-63496
Suhaysik	Raymond	10-CV-61865
Swan	Richard	09-CV-61358
Sweet	JD	09-CV-90821
Tackett	Kermit	10-CV-69011
Temple	William	08-CV-90275
Tischer	Daniel	11-CV-63503
Upchurch	William	10-CV-68874
Vitaniemi	Albert	10-CV-68991
Washington	Gardline	08-CV-90218
Wenzel	Robert	09-CV-64694
Willey	Russel	08-CV-90166
Williams	Ernest	08-CV-91062
Winters	Eddie	08-CV-91238
Wood	Lawrence	09-CV-60535
Young	Charles	09-CV-64642

Cases from the Case Management and Scheduling Order Pertaining to Dr. Schonfeld, Anderson and Sadek

LAST	FIRST	STATE	DISTRICT	PA-ED CASE	SCHEDULING GROUP
ALSENE	DELMAR	IL	CENTRAL	08-CV-92187	CVLO-1
AYERS	MARK	IL	CENTRAL	08-CV-91953	CVLO-1
BEACH	LAUNDY	IL	CENTRAL	10-CV-68142	CVLO-1
BEDDOW	MERLE	IL	CENTRAL	08-CV-92239	CVLO-1
BEMENT	JAMES	IN	NORTHERN	10-CV-67615	CVLO-1
BRANCHFIELD	DEL	IL	CENTRAL	08-CV-91587	CVLO-1
BROOKS	RAY	IL	CENTRAL	08-CV-92194	CVLO-1
BUCHANAN	MICHAEL	IL	CENTRAL	10-CV-68074	CVLO-1
BURTON	Alice	IL	CENTRAL	08-CV-92139	CVLO-1
BURTON	WILLIAM	IL	CENTRAL	08-CV-92309	CVLO-1
CHAVEZ	RICHARD	IL	NORTHERN	08-CV-90342	CVLO-1
CRAIN	PAUL	IL	NORTHERN	08-CV-89841	CVLO-1
CRAVEN	JOHN	IN	NORTHERN	10-CV-67678	CVLO-1
CRYPE	GEORGE	IL	CENTRAL	08-CV-91940	CVLO-1
DALTON	JACK	IL	CENTRAL	08-CV-91944	CVLO-1
DARLING	WILLIAM	IL	CENTRAL	08-CV-92236	CVLO-1
DAVIS	EDGAR	IL	CENTRAL	08-CV-92201	CVLO-1
DEAVILLE	KENNETH	IL	CENTRAL	08-CV-92064	CVLO-1
DUBOIS	CHARLES	IL	CENTRAL	08-CV-92119	CVLO-1
EBERT	MICHAEL	IL	SOUTHERN	08-CV-89432	CVLO-1
EDWARDS	TERRY	IL	CENTRAL	08-CV-92137	CVLO-1
FADLER	DONALD	IL	NORTHERN	08-CV-90220	CVLO-1
FISHER	PASCAL	IL	CENTRAL	08-CV-92173	CVLO-1
FONNER	LARRY	IL	CENTRAL	08-CV-92222	CVLO-1
FRABONI	LOUIS	IL	CENTRAL	08-CV-91671	CVLO-1
GABBARD	BEN	IL	CENTRAL	08-CV-92151	CVLO-1
GABBARD	ROBERT	IL	CENTRAL	08-CV-92145	CVLO-1
GARD	LESLIE	IL	CENTRAL	08-CV-91736	CVLO-1
GARECHT	ROBERT	IL	CENTRAL	08-CV-92134	CVLO-1
GOETSCH	RANDALL	IL	CENTRAL	08-CV-91673	CVLO-1
GREEN	ROBERT	IL	CENTRAL	08-CV-92311	CVLO-1
GRIER	DAVID	IL	CENTRAL	08-CV-91657	CVLO-1
HAMANN	KENNETH	IL	CENTRAL	08-CV-92181	CVLO-1
HELPERS	CARL	IL	CENTRAL	08-CV-92196	CVLO-1
HESS	ROY	IL	CENTRAL	08-CV-92180	CVLO-1
HILL	JOHN	IL	SOUTHERN	10-CV-64557	CVLO-1
HOLDEN	MICHAEL	IL	CENTRAL	08-CV-92154	CVLO-1
HORN	RICHARD	IL	CENTRAL	10-CV-68096	CVLO-1
HOSKINS	ADAM	IL	SOUTHERN	08-CV-89474	CVLO-1
HYLAND	GERALD	IL	CENTRAL	08-CV-91862	CVLO-1
JENNINGS	BILLY	IL	CENTRAL	08-CV-91757	CVLO-1
JINDRESEK	WALTER	IL	CENTRAL	08-CV-91858	CVLO-1
KENNEDY	ROY	IL	SOUTHERN	08-CV-89492	CVLO-1
KITTESON	ALFRED	IL	CENTRAL	08-CV-91887	CVLO-1
KNAPP	JIMMY	IL	CENTRAL	08-CV-91763	CVLO-1
LA HOOD	HARRY	IL	CENTRAL	10-CV-68131	CVLO-1
LAWLESS	ANTHONY	IL	CENTRAL	08-CV-92161	CVLO-1
LOWER	GARRY	IL	CENTRAL	10-CV-68129	CVLO-1
MARCOGLIESE	FRANK	IL	SOUTHERN	08-CV-89497	CVLO-1
MBSCHNER	DONALD	IL	CENTRAL	09-CV-60645	CVLO-1
MBSCHNER	LEONARD	IL	CENTRAL	08-CV-91758	CVLO-1
MILLARD	EUGENE	IL	CENTRAL	10-CV-68119	CVLO-1
MOORE	GEORGE	IL	CENTRAL	08-CV-91869	CVLO-1
NICHOLS	LEONARD	IL	CENTRAL	10-CV-68105	CVLO-1
PALSGROVE	JOSEPH	IL	SOUTHERN	08-CV-89373	CVLO-1
POTTS	STANLEY	IL	CENTRAL	08-CV-91872	CVLO-1
POWELL	DALE	IL	EASTERN	08-CV-89293	CVLO-1
POWELL	THOMAS	IL	CENTRAL	08-CV-91885	CVLO-1
RASNER	DONALD	IL	CENTRAL	08-CV-92143	CVLO-1
REINHARDT	GARY	IL	CENTRAL	08-CV-92131	CVLO-1
SCHUCK	WALTER	IL	CENTRAL	08-CV-92205	CVLO-1

SEIFERT	WILLIAM	IL	CENTRAL	08-CV-92171	CVLO-1
SHORT	JOHNNIE	IL	CENTRAL	08-CV-92164	CVLO-1
TURNER	LARRY	IL	NORTHERN	08-CV-89903	CVLO-1
WESLEY	KEITH	IL	SOUTHERN	10-CV-64570	CVLO-1
WILLIAMS	LLOYD	IL	CENTRAL	08-CV-91588	CVLO-1
WORKMAN	JOHN	IL	CENTRAL	10-CV-68071	CVLO-1
ALLEN	LOUIS	IL	NORTHERN	08-CV-90142	CVLO-2
AMOS	EXCELL	IL	NORTHERN	08-CV-89998	CVLO-2
ANDREWS	DONALD	IL	NORTHERN	08-CV-90211	CVLO-2
BAILEY	SAMUEL	IL	NORTHERN	08-CV-90153	CVLO-2
BERGSTROM	LESTER	IL	NORTHERN	08-CV-89980	CVLO-2
BLOCK	JOHN	IL	CENTRAL	08-CV-91649	CVLO-2
BREWER	DAVID	IL	NORTHERN	08-CV-89954	CVLO-2
BRIESACHER	EDWARD	IN	NORTHERN	09-CV-61874	CVLO-2
BRIGHAM	GEO RGE	IL	NORTHERN	08-CV-89984	CVLO-2
BROOKINS	HENRY	IL	NORTHERN	08-CV-89810	CVLO-2
COOK	JERRY	IL	NORTHERN	08-CV-89846	CVLO-2
COOPER	LARRY	IL	NORTHERN	08-CV-90330	CVLO-2
CZAJKOSKI	WALTER	IL	NORTHERN	08-CV-89969	CVLO-2
DEANGELIS	SALVATORE	IL	NORTHERN	08-CV-89953	CVLO-2
DELOACH	THOMAS	IL	NORTHERN	08-CV-90144	CVLO-2
DENSON	WILLIE	IL	NORTHERN	08-CV-90178	CVLO-2
D'OTTAVIO	NELLO	IL	NORTHERN	10-CV-67554	CVLO-2
DOUGHERTY	DANIEL	IL	NORTHERN	08-CV-89847	CVLO-2
DOYLE	LEO	IL	NORTHERN	08-CV-90155	CVLO-2
DUBROVICH	JOHN	IL	NORTHERN	10-CV-67557	CVLO-2
EAGLE	KENNETH	IL	NORTHERN	10-CV-67559	CVLO-2
ECONOMOUS	JACK	IL	NORTHERN	08-CV-90017	CVLO-2
ELLENA	GLENN	IL	NORTHERN	09-CV-60947	CVLO-2
ELROD	ROBERT	IL	NORTHERN	09-CV-60937	CVLO-2
FLAGG	RICHARD	IL	NORTHERN	10-CV-67556	CVLO-2
FLOYD	ELRIE	IL	NORTHERN	08-CV-89967	CVLO-2
FRATTINI	JAMES	IL	NORTHERN	09-CV-60945	CVLO-2
GADDY	CLIFFORD	IL	NORTHERN	08-CV-90081	CVLO-2
GORENA	EDUARDO	IL	NORTHERN	10-CV-67535	CVLO-2
GRAHAM	LAWRENCE	IL	NORTHERN	09-CV-60952	CVLO-2
GRAHAM	MARION	IL	NORTHERN	08-CV-90139	CVLO-2
GREEN	ELLA	IL	NORTHERN	08-CV-90129	CVLO-2
GRIEFF	DALE	IL	NORTHERN	09-CV-60954	CVLO-2
GUSMAN	EMILIO	IL	NORTHERN	09-CV-60956	CVLO-2
HAMERLA	JOHN	IL	NORTHERN	08-CV-90208	CVLO-2
HASKINS	HAROLD	IL	NORTHERN	08-CV-89819	CVLO-2
HESTER	BILLIE	IL	NORTHERN	08-CV-90072	CVLO-2
HICKEY	ELMER	IL	NORTHERN	08-CV-90038	CVLO-2
HOLLOWAY	FRED	IN	NORTHERN	09-CV-61721	CVLO-2
HURSTON	HERMAN	IN	NORTHERN	09-CV-61793	CVLO-2
JANES	JERRY	IL	NORTHERN	08-CV-89995	CVLO-2
JOHNSON	FELIX	IL	NORTHERN	08-CV-90020	CVLO-2
JOYCE	MICHAEL	IL	NORTHERN	09-CV-60961	CVLO-2
KUMEK	DAVID	IL	NORTHERN	08-CV-90065	CVLO-2
KUPINA	ANTON	IL	NORTHERN	08-CV-90207	CVLO-2
LEVANDOWSKI	JEROME	IL	NORTHERN	08-CV-89870	CVLO-2
MARTIN	BENNIE	IL	NORTHERN	10-CV-67550	CVLO-2
MASKE	FREDERICK	IL	NORTHERN	08-CV-90102	CVLO-2
MCCARTHY	DANIEL	IL	NORTHERN	08-CV-89991	CVLO-2
MCCLAIR	WALLACE	IL	NORTHERN	08-CV-89814	CVLO-2
MILLER	ALBERT	IL	NORTHERN	08-CV-90074	CVLO-2
MINNICK	GLENN	IL	NORTHERN	08-CV-90096	CVLO-2
MITCHELL	ARTHUR	IN	NORTHERN	10-CV-67654	CVLO-2
M OFFETT	LEON	IL	NORTHERN	08-CV-90075	CVLO-2
MOORE	JAMES	IL	NORTHERN	08-CV-90069	CVLO-2
MOORE	ULISH	IL	NORTHERN	08-CV-89813	CVLO-2
MUFFLER	WILLIAM	IL	NORTHERN	08-CV-89976	CVLO-2

NEHLSEN	MICHAEL	IL	CENTRAL	08-CV-91893	CVLO-2
NICHOOLS	JOHN	IL	NORTHERN	08-CV-90185	CVLO-2
NORBERG	HOWARD	IL	NORTHERN	10-CV-67537	CVLO-2
ONGENAE	TERRY	IL	NORTHERN	10-CV-67551	CVLO-2
OTTO	THOMAS	IL	SOUTHERN	08-CV-89369	CVLO-2
PATRICK	CAROLYN	IL	NORTHERN	08-CV-90221	CVLO-2
PAYNE	LYNN	IL	CENTRAL	08-CV-92307	CVLO-2
PERSON	ARTHUR	IL	NORTHERN	08-CV-90157	CVLO-2
PERSON	ETHEL	IL	NORTHERN	08-CV-90227	CVLO-2
ROBERSON	FREDDIE	IL	NORTHERN	08-CV-90080	CVLO-2
ROMANETTO	GARY	IL	NORTHERN	08-CV-90048	CVLO-2
ROME	DOUGLAS	IL	NORTHERN	08-CV-89825	CVLO-2
RUPSLAUK	RICHARD	IL	NORTHERN	08-CV-89850	CVLO-2
SANTERELLI	GERALD	IL	NORTHERN	09-CV-60962	CVLO-2
SCROGHAM	DONALD	IL	NORTHERN	08-CV-90002	CVLO-2
SHAMBAUGH	BURTON	IL	NORTHERN	08-CV-90331	CVLO-2
SHEARER	KENNETH	IN	NORTHERN	08-CV-91430	CVLO-2
SHEETS	GERROLD	IN	NORTHERN	09-CV-61887	CVLO-2
SIEFERT	RAYMOND	IL	NORTHERN	08-CV-90198	CVLO-2
SMITH	DALE	IL	CENTRAL	08-CV-91717	CVLO-2
SMITH	LEO	IL	NORTHERN	08-CV-90276	CVLO-2
SPERBER	ERNEST	IL	CENTRAL	08-CV-91942	CVLO-2
STUDER	BERNARD	IL	NORTHERN	09-CV-60971	CVLO-2
SULLIVAN	PATRICK	IN	NORTHERN	09-CV-61811	CVLO-2
TRAVIS	JIM	IL	NORTHERN	08-CV-90170	CVLO-2
VAN DOLAH	VERNON	IL	CENTRAL	08-CV-91880	CVLO-2
WILLIAMS	BRUCE	IL	NORTHERN	08-CV-91282	CVLO-2
WILLIAMS	EDDIE	IL	NORTHERN	08-CV-90000	CVLO-2
WILLIAMS	EDDIE	IL	NORTHERN	08-CV-90000	CVLO-2
WRIGHT	ELMER	IL	NORTHERN	08-CV-90199	CVLO-2
ZWANZIG	WILLIAM	IL	NORTHERN	08-CV-90270	CVLO-2

ABNER	ROBERT	IN	SOUTHERN	09-CV-64630	162 LIST
KEY	RICHARD	WI	WESTERN	09-CV-60286	162 LIST
ANDERSON	GERALD	IL	NORTHERN	08-CV-89997	162 LIST
ASP	MERTON	WI	EASTERN		162 LIST
AUE	WALTER	IN	SOUTHERN	10-CV-69016	162 LIST
BAKER	ROBERT	IN	SOUTHERN	10-CV-68904	162 LIST
BARDEN	LEROY	IN	SOUTHERN	09-CV-64610	162 LIST
BAUGHER	GRANT	IN	NORTHERN	10-CV-67609	162 LIST
BEERS	DONALD	IL	SOUTHERN	10-CV-64581	162 LIST
BENNETT	JERRY	IN	SOUTHERN	09-CV-64697	162 LIST
BOWENS	WILLIS	IN	NORTHERN	09-CV-61837	162 LIST
BRATZ	RONALD	WI	EASTERN	10-CV-67807	162 LIST
BRITTON	PHILLIP	IN	SOUTHERN	10-CV-68942	162 LIST
BROWN	HIGH	IN	NORTHERN	10-CV-67650	162 LIST
BRUNO	MARK	IN	NORTHERN	08-CV-90926	162 LIST
BRYANT	WILLIE	IN	NORTHERN	08-CV-91239	162 LIST
BUDWICK	CHARLES	WI	EASTERN	10-CV-67853	162 LIST
BURNS	JOHN	IN	SOUTHERN	08-CV-88389	162 LIST
CAMARILLO	DOMINGO	IN	NORTHERN	10-CV-67685	162 LIST
CAMPBELL	ELMER	WI	WESTERN	10-CV-61341	162 LIST
CATHELYN	JACKIE	IL	CENTRAL	10-CV-68076	162 LIST
CIRRINCIONE	DONALD	IN	NORTHERN	08-CV-90941	162 LIST
COCHRAN	WILLIAMS	IN	SOUTHERN	10-CV-68889	162 LIST
COGHLAN	DONALD	WI	WESTERN	10-CV-61461	162 LIST
COMBS	ORVILLE	IN	SOUTHERN	09-CV-64741	162 LIST
CONNER	GEORGE	IN	NORTHERN	09-CV-61817	162 LIST
CONWAY	HAROLD	WI	EASTERN	10-CV-67785	162 LIST
DAILEY	RAMAN	IN	SOUTHERN	10-CV-69032	162 LIST
DAUGHERTY	CLARENCE	IN	SOUTHERN	09-CV-64751	162 LIST
DENNIS	DELBERT	IN	SOUTHERN	10-CV-68887	162 LIST
DUCKWALL	ROBERT	IL	NORTHERN	08-CV-90055	162 LIST
DUERST	MILTON	WI	EASTERN	09-CV-61317	162 LIST
DUNHAM	THEODORE	IN	NORTHERN	10-CV-67684	162 LIST
DUNNE	MICHAEL	WI	EASTERN	09-CV-60329	162 LIST
EDGR EN	ALBERT	WI	EASTERN	09-CV-61343	162 LIST
ELLINGER	HAROLD	IN	SOUTHERN	09-CV-64700	162 LIST
EMERSON	CARL	IN	NORTHERN	08-CV-91044	162 LIST
ENERSON	DONALD	WI	WESTERN	09-CV-61004	162 LIST
ENGEL	RUSSEL	WI	EASTERN	10-CV-67835	162 LIST
ERVIN	THOMAS	WI	EASTERN	09-CV-61313	162 LIST
FAHEY	RICHARD	IN	NORTHERN	10-CV-67664	162 LIST
FISHER	RONALD	IN	NORTHERN	10-CV-67638	162 LIST
FOSTER	JOHN	IL	NORTHERN	08-CV-90081	162 LIST
FRANKLIN	WILLIE	IN	NORTHERN	10-CV-67696	162 LIST
GAMBLE	ATRON	IN	NORTHERN	10-CV-67597	162 LIST
GARCIA	HECTOR	IN	NORTHERN	10-CV-67659	162 LIST
GASKINS	LEONARD	IN	NORTHERN	10-CV-67668	162 LIST
GAUDERN	HAROLD	IL	SOUTHERN	08-CV-89477	162 LIST
GILL	SYLVESTER	IN	NORTHERN	10-CV-67649	162 LIST
GIVENS	JOHNNY	IN	NORTHERN	10-CV-67705	162 LIST
GONZALEZ	JOHN	IN	NORTHERN	08-CV-91053	162 LIST
GOTT SACKER	RANDALL	WI	EASTERN	10-CV-61885	162 LIST
GREEN	JOHN	IN	NORTHERN	08-CV-91186	162 LIST
GREEN	LARRY	IL	SOUTHERN	08-CV-89325	162 LIST
GRIMES	WILLIAM	IL	CENTRAL	08-CV-91777	162 LIST
GROTHE	JACK	IL	SOUTHERN	08-CV-89493	162 LIST
GUAJARDO	ALEJANDRO	IN	NORTHERN	09-CV-61695	162 LIST
GUAJARDO	GUADALUPE	IN	NORTHERN	09-CV-61786	162 LIST
HAASE	HAROLD	WI	EASTERN	10-CV-61886	162 LIST
HAMPTON	KEITH	IL	CENTRAL	08-CV-91890	162 LIST
HANSON	DEAN	WI	WESTERN	09-CV-61011	162 LIST

HARVEY	MURL	IL	SOUTHERN	08-CV-89457	162 LIST
HAWKE	MELVIN	WI	EASTERN	09-CV-60504	162 LIST
HAYCRAFT	ROY	IN	SOUTHERN	09-CV-64652	162 LIST
HOAGLAN	RONALD	WI	EASTERN	09-CV-61355	162 LIST
HOLCOMB	EDWARD	WI	EASTERN	09-CV-61314	162 LIST
HOLLY	ARTHUR	IN	NORTHERN	08-CV-91028	162 LIST
HOLZ	ROMAYNE	WI	EASTERN		162 LIST
HOPE	SANDY	IL	NORTHERN	08-CV-90182	162 LIST
JACKSON	JD	IN	SOUTHERN	10-CV-68893	162 LIST
JESKE	EDWIN	WI	EASTERN	10-CV-62070	162 LIST
JOHNSON	JEFFERY	IN	NORTHERN	10-CV-67625	162 LIST
KALIS	ROBERT	IL	CENTRAL	08-CV-92175	162 LIST
KARANOVICH	ROBERT	IN	SOUTHERN	09-CV-64736	162 LIST
KELLEY	LEE	WI	EASTERN	10-CV-62041	162 LIST
KIEPERT	WILLIAM	WI	EASTERN	09-CV-61544	162 LIST
KIM PFBECK	EUGENE	WI	EASTERN	10-CV-61932	162 LIST
KNEZEVICH	EMIL	IN	NORTHERN	10-CV-67644	162 LIST
KOZOL	DANIEL	IN	NORTHERN	10-CV-67643	162 LIST
KRAEMER	JERRY	IN	SOUTHERN	09-CV-64746	162 LIST
KREJCAREK	MELVIN	WI	EASTERN	10-CV-67789	162 LIST
KRUEGER	LEE	WI	EASTERN	09-CV-61402	162 LIST
KUCHLER	FRANK	WI	EASTERN	09-CV-61449	162 LIST
KUCHLER	WILLIAM	WI	EASTERN	09-CV-61345	162 LIST
LEPP	HERMAN	WI	EASTERN	09-CV-61346	162 LIST
LINDEMANN	JOHN	WI	EASTERN	10-CV-67889	162 LIST
LOEFFELAD	WALTER	WI	WESTERN	09-CV-60231	162 LIST
MADDEN	JOSEPH	WI	EASTERN	10-CV-67847	162 LIST
MAGNUSON	RAYMOND	IL	NORTHERN	08-CV-90348	162 LIST
MCCONNIE	DEAN	IL	SOUTHERN	08-CV-89453	162 LIST
MCCRACKEN	LARRY	IN	SOUTHERN	09-CV-64731	162 LIST
MCDOWELL	LEO	IN	NORTHERN	08-CV-90966	162 LIST
MCGLADE	ARTHUR	IL	NORTHERN	08-CV-90152	162 LIST
MCKAY	DONALD	IL	NORTHERN	08-CV-89988	162 LIST
MEA	WILLIAM	IL	NORTHERN	08-CV-89983	162 LIST
MORLAN	ALVIN	IN	SOUTHERN	09-CV-64688	162 LIST
MURACO	JAMES	WI	EASTERN	10-CV-62068	162 LIST
MYERS	WALTER	IN	SOUTHERN	10-CV-69079	162 LIST
NASH	RICHARD	IN	SOUTHERN	09-CV-64686	162 LIST
NEHLS	DONALD	WI	EASTERN	10-CV-67852	162 LIST
NEWBY	DANIEL	WI	WESTERN	09-CV-61018	162 LIST
NOEL	BILLY	IN	SOUTHERN	10-CV-69046	162 LIST
OLIVER	DON	IN	NORTHERN	08-CV-91432	162 LIST
OLIVER	HOWARD	IN	NORTHERN	10-CV-67633	162 LIST
ORLANDO	JAMES	IL	NORTHERN	08-CV-90071	162 LIST
PANKOW	RICHARD	WI	WESTERN	09-CV-60268	162 LIST
PATCHETT	CARROL	IN	SOUTHERN	09-CV-64680	162 LIST
PITTMAN	LESLIE	IN	NORTHERN		162 LIST
PORTER	VIRGIL	IN	SOUTHERN	09-CV-64728	162 LIST
PRIEM	DONALD	WI	EASTERN	10-CV-62059	162 LIST
PRZYBYLA	JOHN	WI	EASTERN	10-CV-62050	162 LIST
RAINER	ARCHIE	WI	EASTERN	09-CV-60512	162 LIST
REBARCHIK	MICHAEL	WI	EASTERN	09-CV-61348	162 LIST
REICH	RONALD	WI	EASTERN	09-CV-60523	162 LIST
RENSHAW	WILLIAM	IN	SOUTHERN	10-CV-68933	162 LIST
REPISCHAK	JOSEPH	WI	EASTERN	09-CV-61335	162 LIST
REYNOLDS	JAMES	IN	NORTHERN	08-CV-91045	162 LIST
RINKE	HILARY	WI	EASTERN	09-CV-60364	162 LIST
ROBERTS	BERNARD	IN	NORTHERN	10-CV-67610	162 LIST
ROGGERMAN	KENNETH	WI	EASTERN	09-CV-61336	162 LIST
SALCEDO	FRANK	IN	NORTHERN	10-CV-67645	162 LIST
SANDS	CHARLES	WI	WESTERN	09-CV-62183	162 LIST
SEBASTIAN	SIEGFRIED	WI	WESTERN	10-CV-64686	162 LIST
SHANNON	PETER	IL	NORTHERN	08-CV-90021	162 LIST

SHORT	KELLY	IN	SOUTHERN	10-CV-69082	162 LIST
SIMMONS	JOSEPH	IN	SOUTHERN	09-CV-64687	162 LIST
SIMS	WILLIE	IL	NORTHERN	08-CV-90226	162 LIST
SMITH	JACK	IN	SOUTHERN	09-CV-64748	162 LIST
SMOCK	ROBERT	IN	SOUTHERN	09-CV-64752	162 LIST
SOULNEY	DONALD	IL	SOUTHERN	08-CV-89476	162 LIST
SPEAR	LOUIS	IL	NORTHERN	08-CV-90110	162 LIST
STEFANSKI	GERALD	WI	WESTERN	10-CV-61493	162 LIST
STEFONICH	JIM	WI	EASTERN	10-CV-67844	162 LIST
STEWART	RICHARD	IN	SOUTHERN	08-CV-88718	162 LIST
STREK	RONALD	WI	WESTERN	09-CV-61022	162 LIST
SUSEN	DANIEL	WI	EASTERN	10-CV-67804	162 LIST
SWIFT	WILL	IN	NORTHERN	10-CV-67710	162 LIST
TEAYS	RICHARD	WI	EASTERN	10-CV-61866	162 LIST
THOMPSON	CHARLES	IN	SOUTHERN	09-CV-64695	162 LIST
TOLBERT	DOYLE	IN	SOUTHERN	09-CV-64650	162 LIST
VAN DRUNEN	ROBERT	IN	NORTHERN	09-CV-61701	162 LIST
VASQUEZ	ANDRES	IN	NORTHERN	09-CV-61696	162 LIST
VITANIEMI	JAMES	IN	SOUTHERN	09-CV-64738	162 LIST
WALKNER	DONALD	WI	EASTERN	10-CV-61841	162 LIST
WHITE	JAMES	IN	SOUTHERN	08-CV-88702	162 LIST
WHITE	WILLIAM	IN	SOUTHERN	10-CV-69042	162 LIST
WHITLOCK	WILLARD	IN	SOUTHERN	10-CV-69033	162 LIST
WILLIAMS	DAVID	IN	NORTHERN	08-CV-91068	162 LIST
WILSON	DWIGHT	IL	SOUTHERN		162 LIST
WINTER	ORAY	WI	EASTERN	10-CV-61894	162 LIST
WIRKUTY	ALVIN	WI	WESTERN	09-CV-60296	162 LIST
WO DA	ROBERT	WI	EASTERN	10-CV-67766	162 LIST
WOODS	GERALD	WI	WESTERN	10-CV-61496	162 LIST
WRIGHT	BARRY	IL	NORTHERN	08-CV-90345	162 LIST
WRIGHT	MARION	IN	NORTHERN	08-CV-91433	162 LIST
ZIMMER	LAWRENCE	WI	EASTERN	10-CV-61896	162 LIST
ZUNKER	EMIL	WI	EASTERN	10-CV-67894	162 LIST

**Exhibit A**

**RECORDS COLLECTION PROTOCOL**

**1. The basis for this Protocol.** As of the date of the Court's entry of this protocol, there are approximately six hundred and fifty (650) cases in the MDL-875 actions filed by Cascino Vaughan Law Offices, Ltd. ("CVLO") that are subject to scheduling orders.<sup>1</sup> Pursuant to this Court's Order of August 23, 2011, medical and all other records in those cases are to be acquired through the use of a three-page omnibus authorization. Time is of the essence in collecting these records.

**2. Parties Affected By This Protocol.** This Protocol binds all plaintiffs and defendants in the MDL-875 actions in which CVLO is plaintiff's counsel. All CVLO plaintiffs currently subject to scheduling orders shall be bound to the terms of this records collection protocol. Furthermore, as new scheduling orders are entered and additional CVLO plaintiffs are named, CVLO shall, from the date of the entry of that scheduling order, be bound to the terms of this records collection protocol. The firm of Forman Perry Watkins Krutz & Tardy, LLP ("Forman Perry"), who represents certain defendants in the CVLO MDL-875 actions, has entered into a joint defense agreement with a number of the defendants to collect medical and other records in those cases where scheduling orders are entered. In order to expedite this process, this signed protocol shall apply to all defendants, including those who have opted out of participating in the Forman Perry Joint Medical Records Defense Group.

Forman Perry will advise CLVO as to the names of the defendants who are part of the Forman Perry Joint Medical Records Defense Group.

**3. Definitions.** This protocol shall employ the following definitions:

- a. "Medical records" refers to:
  - (i) All records, reports, bills, test results, or other documents concerning the medical care, treatment, and examination of a patient;
  - (ii) All pathology, that is not necessary for care and treatment, original tissue blocks, original tissue slides, wet tissue, records, self histories, histochemical, and immunochemical reports, autopsy reports including but not limited to hand-written notes and/or drawings associated with the autopsy, test results, other documents, or electronic information concerning the medical care, treatment, and examination of the patient, including photomicrographs, millipore filters, written tissue digestion protocol, or other material related in any way to any lung tissue

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<sup>1</sup> These scheduling orders are entered in what have been commonly referred to in pleadings and other documents as the Top Ten Cases (June 9, 2011), the combined CVLO-1&2 Cases (September 26, 2011), the CVLO-3 Cases (September 28, 2011), the CVLO-4 cases (October 26, 2011), and the 230 cases listed on the September 27, 2011 Case Management and Scheduling Order Pertaining to Drs. Schonfeld, Anderson and Sadek.

- asbestos fiber burden analysis or ferruginous body study performed on the tissues of the patient;
- (iii) Copies of bills or statements of services rendered for such service;
- (iv) X-ray films, MRI films, CT films, and all other imaging films involving the patient.

b. “Social Security Administration records” refers to any information regarding the person’s Social Security records, including but not limited to the information requested on Federal Form SSA-7050-F4 (“Request for Social Security Earnings Information”)

c. “Military records” refers to any and all information regarding the person’s US Military records, including but not limited to the information requested on Federal Form SF180 (“Request Pertaining to Military Records”)

d. “Union records” refers to union information and records including but not limited to:

- (i) Application for membership;
- (ii) Yearly income including number of hours/days worked per year;
- (iii) Names and addresses of any and all employers, locations of work sites including any job and/or work logs;
- (iv) Any pension related information including documents showing pension contributions by employers;
- (v) Records of any grievances filed or claims made for work-related injuries;
- (vi) Records of all claims for health, accident, pension or disability benefits;
- (vii) All records pertaining to any claim for injuries allegedly during the course of his/her employment;
- (viii) All medical reports and records, infirmary records, return to work slips, medical excuses, and accident reports; and

e. “Authorizations” refers to Exhibit A to the Pretrial Order of August 23, 2011 (MDL-875 Doc. 8058).

**4. Scope of Protocol.** The protocol shall be in place for all records collection from this date forward. Defendants shall not be charged with collection of additional records, which may be outlined in the definitions section, which were not previously requested from a provider.

**5. Records to be Requested.** CVLO has provided or will provide via interrogatory answers a list of each plaintiff currently on a scheduling order and identify the plaintiffs’ known employers, union membership and military service, including the time period, by year, for each.

**6. Requests For Records.** As soon as possible but no later than twenty-one (21) days of the date of any scheduling order entered, defendants may begin requesting medical, Social Security Administration, military, and union records for all plaintiffs for which an authorization and Plaintiff’s Answer to Standard Interrogatories is tendered by CVLO. Any defendant who has chosen not to be included in the Joint Medical Records Defense Group represented by Forman Perry shall first make any request for plaintiff records to Forman Perry to alleviate multiple

requests to providers. If Forman Perry has not or will not seek those records, the defendant may then proceed with the collection of the records directly from the provider, once it notifies CVLO of this intent. If Forman Perry has already or intends to request the records, the defendant will receive those records directly from Forman Perry with no additional request sent to the provider. The defendant seeking the records will be responsible to pay Forman Perry the reasonable costs for providing those records, including, but not limited to the provider costs previously assessed to the collecting defendants prior to receipt. In the event any records provided to Forman Perry cannot be duplicated due to formatting, specifically duplication of radiology CD's which are often not reproduceable, the defendant may seek those records directly from the provider, once it notifies CVLO of this intent. If an entity does not respond to defendant's request for records within 5 days, defendants shall attempt to call the entity to follow-up. Medical records will be requested from all medical entities named on Plaintiff's Answer to Standard Interrogatories and any other entities defendants believe may possess medical records for each plaintiff.

If Forman Perry requests records from a "secondary source" (i.e. a provider not listed in CVLO discovery answers and/or whose identity is learned from receipt of provider records), Forman Perry shall immediately notify CVLO in writing of the identity of the provider and date those records were ordered. All records shall be timely produced without reservation.

**7. *Transmittal of Records.*** Defendants will provide CVLO with portable document format ("PDF") files of all documents it receives in response to requests for medical, Social Security Administration, military and union records. These documents will be OCRed (optical character recognition), burned to CD and sent to CVLO within 5 days of receipt by the defendant. CDs will be sent via FedEx standard overnight delivery using the FedEx account number provided by CVLO to:

Robert Niewiarowski  
Docket Manager  
Cascino Vaughan Law Offices  
220 South Ashland Avenue  
Chicago, Illinois 60607

Plaintiffs shall be responsible for immediate payment of costs incurred for compilation of the CDs which are provided.

**8. *Pathology, X-rays, and all other original health records material.*** Defendant shall notify CVLO within 7 days of receiving any pathology materials and/or imaging films. Forman Perry will notify all relevant defendants, via the court's electronic service list for defense counsel, of the receipt of all pathology and original x-ray films on a weekly basis. CVLO has the right to request any pathology materials and/or imaging films obtained by defendant. Defendants will provide these materials via FedEx standard overnight delivery within 7 days of request to CVLO using the FedEx account number provided by CVLO. CVLO will return all pathology materials and imaging films provided by defendant within 60 days of receipt or no later than 60 days prior to the deadline for defendants to provide expert reports, whichever shall occur first. The date may be extended by the Court.

Likewise, CVLO will notify all relevant defendants within 7 days of receiving any pathology materials and/or imaging films. After sixty (60) days, in which CVLO may send the pathology and/or imaging films received to an expert for consultation, Forman Perry has the right to request any pathology materials and/or imaging films obtained by CVLO. CVLO will provide these materials via FedEx standard overnight delivery within 7 days of request. The tracking number of the FedEx package will be provided to Forman Perry the same day the package is sent. Forman Perry will return all pathology materials and imaging films provided by CVLO within 60 days of receipt, or no later than 60 days prior to the deadline for CVLO to provide expert reports, whichever shall occur first.

In the event that pathology and/or imaging films are received by either CVLO or defendant less than 120 days prior to the deadline for filing defendant expert reports, Forman Perry and/or CVLO's return of such materials will be shortened by agreement of the parties such that both sides have time to have the material reviewed.

**9. Non-compliance of providers.** The Court's August 23, 2011 Order expressly dictates that all entities served with the approved authorization shall accept that authorization as valid and comply with all of its terms. Should any providers fail to comply with the terms of the authorization, the party seeking those records may notify the Court and file any and all appropriate motions with the Court. The Court will address any alleged non-compliance on the part of a provider in an expedited process.

**10. Reports and Attorney Communication.** Once weekly Forman Perry will provide CVLO and the Court an e-mail report in the form previously provided or in a form subsequently agreed on by the parties.

Michael Cascino and Mary Margaret Gay of Forman Perry are designated as the contact attorneys regarding all records acquisitions issues. Mary Margaret Gay will confer with Michael Cascino weekly at a time agreed to by the parties to confirm receipt of reports and discuss any issues that have arisen during the preceding week. Mary Margaret Gay and Michael Cascino will work together to resolve any problems arising from this protocol.

Nothing in this protocol shall be construed to affect the current scheduling order deadlines in place for any cases currently on scheduling orders. Any need for extensions of such deadlines will be considered based on the circumstances of the particular case.

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